



STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS

Rhode Island State Labor Relations Board

Building 73
1511 Pontiac Avenue
Cranston, Rhode Island 02920-4407
Website: www.dlt.ri.gov/lrb

OPEN MINUTES **BOARD MEETING**

TIME: 9:00 a.m.
DATE: Tuesday, June 24, 2008
PLACE: 1511 Pontiac Ave., Building #73, 3rd Floor, Cranston, RI 02920

BOARD MEMBERS IN ATTENDANCE:

Walter J. Lanni, Chairman
Frank Montanaro
Gerald Goldstein
Elizabeth Dolan
John R. Capobianco
Ellen L. Jordan

MEMBERS ABSENT:

Joseph Mulvey

OTHERS PRESENT:

Robyn H. Golden, Administrator
Margaret Hogan, Esquire

Chairman Lanni called the meeting to order in Open Session at 9:15 a.m.

All Board Members present reviewed the Open Minutes of the May 27, 2008 Board Meeting. A Motion was made by Ellen Jordan and seconded by John Capobianco to accept the Open Minutes as written, and it was unanimously

VOTED: by all Board Members present to accept the minutes as written.

The meeting continued in open session:

CONSENT AGREEMENT AND AFFIDAVIT:

1. Case No. EE- 3033
Town of North Providence Fire Department & International Association
of Fire Fighters (IAFF) Local 2334

**BOARD MEMBER, FRANK MONTANARO, RECUSED HIMSELF FROM PARTICIPATING
IN THIS MATTER.**

After review of the Consent Agreement and Affidavit executed and presented by the parties, a Motion was made by John Capobianco and seconded by Ellen Jordan to acknowledge and accept the parties' signed agreement; that the position(s) of **Superintendent of Telecommunications**, shall be and is hereby **accreted** to the bargaining unit as defined by Certification No. EE-3033. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

UNIT CLARIFICATION - ACCRETION/EXCLUSION CASES:

1. Case No. EE- 3157/3095
State of RI & RI Council 94, AFSCME, AFL-CIO; NEARI;
(Accretion/Exclusion – Maintenance Positions)

After review of the statements and informal notes submitted in the above-entitled matter, a Motion was made by Gerald Goldstein and seconded by Frank Montanaro to proceed to Formal Hearing. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

DECISION AND ORDERS:

1. Case No. ULP- 5818
Town of Charlestown & Teamsters Local Union No. 251

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

2. Case No. ULP- 5833
State of RI – Department of Elderly Affairs & RI Council 94,
AFSCME, AFL-CIO

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

3. Case No. ULP- 5842
State of RI – Department of Labor and Training & RI Council 94, AFSCME,
AFL-CIO

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

4. Case No. ULP- 5848
CCRI & CCRI ESPA/NEA

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

5. Case No. ULP- 5865
Little Compton School Committee & Little Compton
Educational Support Personnel NEARI/NEA

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

6. Case No. ULP- 5867
Middletown School Committee & CCRI PSA/NEARI/NEA

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

7. Case No. EE- 1652
Burrillville School Committee & Burrillville Teachers
Association/NEARI

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

8. Case No. EE- 1679
Middletown School Committee & NEARI

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

9. Case No. EE- 3700
Central Falls Detention Facility Corporation & Teamsters Local 251

A Motion was made by Ellen Jordan and seconded by Frank Montanaro to table this matter until the next monthly Board Meeting. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

MISCELLANEOUS MATTERS:

1. Case No. ULP- 5869
Central Falls Detention Facility Corporation & Teamsters, Local 251
(Motion to Take the Deposition of an Out-of-State Witness)

After review of the documentation filed by the parties in above-entitled matter, a Motion was made by Elizabeth Dolan and seconded by Ellen Jordan to grant the Employer's Motion to execute the Deposition of the Out-of State Witness pursuant to the Board's Rules and Regulations. After discussion, all Board Members present voted in favor of the Motion. Motion passed.

Frank Montanaro made a Motion for the Board to go into Closed Session for the purpose of reviewing the Unfair Labor Practice Charges, and the Minutes to be closed, pursuant to 42-46-5(a)(2)(4) of the Open Meetings Law. It was seconded by Elizabeth Dolan, and it was unanimously

VOTED: for the meeting to go into closed session and to close the minutes.

The meeting and minutes were closed at 9:25 a.m.

The meeting resumed in open session at 9:30 a.m. for the purpose of reading into the Minutes the determinations made by the Board in Closed Session.

UNFAIR LABOR PRACTICE CASES:

1. Case No. ULP- 5882
Tiverton School Committee & NEARI

DETERMINATION: Motion to Dismiss.

2. Case No. ULP- 5883
Tiverton School Committee & NEA Tiverton /NEARI

DETERMINATION: issue a Complaint and proceed to formal hearing.

3. Case No. ULP- 5905
Burrillville Teachers Association/NEARI

DETERMINATION: Motion to Dismiss.

A Motion to adjourn was made by Ellen Jordan and seconded by Elizabeth Dolan, and it was unanimously,

VOTED: to adjourn the meeting at 9:35 a.m.